

**ADMINISTRATIVE INTERNAL USE ONLY**

JOURNAL

OFFICE OF LEGISLATIVE COUNSEL

Tuesday - 11 July 1972

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1. [ ] Bob Lockhart, Assistant Counsel, House Post Office and Civil Service Committee, called concerning the Agency's retirement policy and the authority therefor. In response to my question, he said the inquiry springs from a letter to the Committee complaining that early mandatory retirements of Agency employees under the Civil Service system were constituting an unnecessary drain on the Civil Service Retirement Fund. Lockhart asked if I could see him on this in the next day or so.

Mr. Lockhart said that the Committee staff proposal on the Federal Executive Service, which is a revision of H. R. 3807, is all set to go and he is optimistic that it will be approved by the House and prevail over the Senate bill, S. 1682. The Committee staff proposal provides a complete exemption from all aspects of the legislation for the Agency.

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2. [ ] Colonel Pinckney, on the staff of the National Security Council, called and asked for any information we could provide him [ ] in the Senate version of the military procurement authorization bill, S. 3108. I told Colonel Pinckney we had not seen the language that apparently had been agreed upon, but that it was our understanding that the ceiling had been set at [ ] In response to his questions, I told him (a) we did not know the basis for arriving at that figure, and (b) one probable reason for cutback was to avoid a Senate floor fight.

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EXEMPT FROM GENERAL DECLASSIFICATION OF E. O. 11652, EXEMPTION CATEGORY: § 5B(1), (2) (3) or (4) (circle one or more) AUTOMATICALLY DECLASSIFIED ON  Approval of DCI ----- (unless impossible, insert date or event)
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25X1 3. [ ] In response to my earlier call, Tom Moyer, in the General Counsel's office, Civil Service Commission, advised that he had reviewed the nondiscrimination on account of age provision in S. 1861 (Fair Labor Standards Act Amendments) with Travis Mills, and they had concluded that it was not inconsistent with the mandatory age provision of the Civil Service Retirement Act because the Age Discrimination in Employment Act of 1967 applies only to those within the ages 40 to 65. I explained to Mr. Moyer why I felt a much stronger case could be made that the provision in S. 1861 is a separate and distinct enactment in the "form" of an amendment to the 1967 Act and, as a result, the Civil Service Commission could not take comfort in the fact that the 1967 Act does not apply to a person 65 years of age or older.

25X1 4. [ ] Delivered to William J. Van Ness, Chief Counsel, Committee on Interior and Insular Affairs, some material from Mr. Chritchfield responsive to a request from Senator Henry M. Jackson.

25X1 5. [ ] Met with Frank Slatinshek, Chief Counsel, House Armed Services Committee, who said the full Committee would like to hear the Director at 10:00 a.m. on Wednesday, 26 July regarding the Soviet strategic situation and SALT verification. Slatinshek indicated the Committee would like to cover the same ground which the Director had covered with Senate Armed Services, and would like to be sure that they heard the Director prior to his appearance before the House Foreign Affairs Committee on the same subject on 27 July. I told Slatinshek the Director was out of town and would probably not be back until near the end of the week but I would check with the Director immediately upon his return.

Delivered to Slatinshek a blind memo regarding surplus military equipment provided irregular forces in Laos through Agency channels, about which Chairman Nedzi, Intelligence Subcommittee, had inquired during a recent briefing. I explained that we could not provide definitive figures on surplus material supplied through Defense channels. Slatinshek said that in this case he would not show our paper to Nedzi unless Nedzi asked for it, since he thought Nedzi might not understand our inability or reluctance to provide him with DOD figures. I pointed out to Slatinshek the difficulties we might get into if we undertook to provide congressional committees with information on what other U.S. agencies were up to.

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